

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

SKYLER SHELTON,

Plaintiff,

v.

Civ. No: 23-CV-813 KWR/KRS

THE UNIVERSITY OF NEW MEXICO,
a public university,
THE UNIVERSITY OF NEW MEXICO
BOARD OF REGENTS,
in their official capacities,
ANGELA CATENA,
In her official capacity,
MICHELLE SANCHEZ,
in her official capacity,
and
BEN ZINKE,
in his official capacity,

Defendants.

PLAINTIFF SHELTON'S SECOND STATUS REPORT

As directed by the Court, Plaintiff Sheldon files his second bi-monthly status report in this matter. *See* Order for Bi-Monthly Status Reports, Dkt. 37. The status of the Title IX proceedings at the University of New Mexico is as follows:

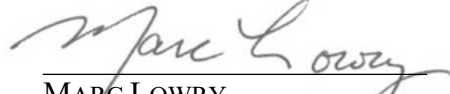
1. On November 29, 2023, UNM held a Title IX hearing in Plaintiff Sheldon's case.
2. On March 13, 2024, UNM disclosed the decisions of UNM's Hearing Officer and the Dean of Students in the underlying Title IX matter.
3. On March 25, 2024, Plaintiff Sheldon appealed both of those decisions.
4. On July 1, 2024, after considering Plaintiff Sheldon's appellate arguments, UNM's President Stokes overruled the decisions of UNM's Hearing Officer and the Dean

of Students, determining, without deciding all the appellate issues, that Plaintiff Sheldon's right to cross-examination had been unfairly compromised during the underlying Title IX investigation and hearing.

5. On July 1, 2024, UNM's President Stokes then dismissed the underlying Title IX case against Plaintiff Sheldon.
6. UNM's President Stokes informed the parties that they had a right to file a discretionary appeal with UNM's Board of Regents no later than July 11, 2024.
7. On July 9, 2024, after the first status report in this case had been filed, Complainant filed a motion to reconsider President Stokes' decision with UNM's Office of the President.
8. On July 11, 2024, Complainant filed a discretionary appeal with UNM's Board of Regents.
9. Neither the Office of the President nor the Board of Regents has taken any formal action concerning the Complainant's July 9, 2024 or the July 11, 2024 filings.

Respectfully submitted,

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Attorney for Plaintiff Skyler Sheldon

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 1st day of August, 2024, I filed the foregoing pleading electronically through the Court's CM/ECF System, which caused all counsel of record to be served by electronic means.

/s/ Marc M. Lowry

ROTHSTEIN DONATELLI LLP